



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

3601 W. Washington • Yakima, Washington 98903-1164 • (509) 575-2800

June 2, 1994

Rod Rattray  
3451 Bethany Road  
Sunnyside WA 98944-9755

Re: Emergency Drought Authorization under Application No. G4-31312

In accordance with the provisions of RCW 43.83B.405, on May 12, 1994 it was ordered and determined by the Director of the Department of Ecology that the Yakima River basin is under drought conditions. In accordance with the provisions of WAC 173-166-060, the Washington State Department of Ecology is under the terms of this Order, issuing an **EMERGENCY DROUGHT PERMIT**. This authorization is conditioned by the following provisions and limitations:

1. The initiation date of this **EMERGENCY PERMIT** is May 26, 1994.

This **EMERGENCY PERMIT** will terminate on or before December 1, 1994, unless sooner revoked by the Director of the Department of Ecology. **THIS AUTHORIZATION SHALL IN NO MANNER BE CONSTRUED TO GUARANTEE OR IMPLY THAT A FINAL (REGULAR) PERMIT WILL ISSUE FOR THE FUTURE USE OF THE FACILITY HEREIN AUTHORIZED.**

2. This permit authorizes the use of an existing well located approximately 1200 feet north and 100 feet west from the SE $\frac{1}{4}$  corner of Section 15, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15, T. 10 N., R. 23 E.W.M. This permit does not authorize any modification to the existing well. The well log indicates the well is 385 feet deep and cased and sealed to 235 feet below land surface.
3. The following well construction requirements must be satisfied before water use as described below can be started:

For the purpose of making water level measurements, installation and maintenance of an access port as described in Ground Water Bulletin No. 1 is required. An air line and gage are also required when the well has a static water level greater than 100 feet below land surface. The air line shall be constructed of 1/4 inch minimum diameter galvanized steel pipe, or comparable material if pre-approved by the department. The air line shall be equipped with a standard tire (Schrader) valve. Distance from land surface to the

## EMERGENCY PERMIT

Page 2

bottom end of the air line shall be clearly posted at the well site, accurate to 0.5 feet or less. The air line, access port, and all well equipment shall be installed and maintained to provide access for measurement of water levels.

All water wells constructed within the state shall meet the minimum standards for construction and maintenance as provided under RCW 18.104 (Washington Water Well Construction Act of 1971) and Chapter 173-160 WAC (Minimum Standards for Construction and Maintenance of Water Wells).

4. A suitable flow meter approved by the Department of Ecology shall be installed and maintained in accordance with WAC 508-64-020 through WAC 508-64-040. (Installation, operation and maintenance requirements attached hereto.)

Whenever water is being diverted, bi-weekly (every two weeks) readings of the flow meter shall be recorded and maintained by the permittee. These readings shall be documented by time, date, withdrawal rate, and the person conducting the measurements. Copies of these records shall be submitted to the Department of Ecology at the end of the 1994 irrigation season.

5. The quantity of water to be withdrawn is limited to 250 gpm and 26.5 acre-feet per year. This is based upon the instantaneous quantity of 7½ gallons per minute per acre and an annual quantity of 0.8 acre-feet per acre.
6. Water is to be used for supplemental irrigation of 33 acres from May 15 to December 1, 1994. The place of use is described as follows:

The E½SE¼ of Section 15, T. 10 N., R. 23 E.W.M.; EXCEPT beginning at the northeast corner of said subdivision; thence south along the east line 935.6 feet; thence west 319.5 feet; thence S 33°36' W 360 feet; thence S 72°44' W 288 feet; thence S 30°00' W 147 feet; thence S 73°46' W 230.3 feet; thence S 29°58' W 129 feet; thence S 60°02' W 189 feet; thence N 0°10' W along the west line 1710.3 feet; thence N 89°17' E along the north line 1328.6 feet to beginning;

AND EXCEPT beginning at the southeast section corner of said Section 15; thence S 89°43' W 1320.6 feet; thence N 0°23'30" E 439.7 feet to the True Point of Beginning; thence N 26°27'30" E 136 feet; thence N 38°32' E 375 feet; thence N 58°14'30" E 51 feet; thence N 37°24'30" E 131 feet; thence N 29°14'30" E 245 feet; thence N 72°39'30" E 104 feet; thence N 0°00' E 147.8 feet; thence



EMERGENCY PERMIT


Page 3

S 72°44' W 99.7 feet; thence S 30°00' W 147 feet; thence S 73°46' W 230.3 feet; thence S 29°58' W 129 feet; thence S 60°02' W 205.7 feet; thence S 0°23'30" W 502.9 feet to the said True Point of Beginning; AND EXCEPT the east 25 feet and the south 30 feet for roads, Yakima County.

7. The irrigation water herein authorized to be withdrawn is supplemental to water made available under primary rights by the Roza Irrigation District. The only water herein permitted for withdrawal is water necessary to alleviate hardships and reduce burdens on water users arising from drought conditions. This amount shall not exceed 0.8 acre-feet per year per acre.
8. Withdrawal of water under this right may be limited or otherwise regulated in favor of senior rights.

You have the right to obtain review of this order. Request for review must be made, within thirty (30) days of receipt of this order, to the Washington Pollution Control Hearings Board, PO Box 40903, Olympia, Washington 98504-0903. Concurrently, a copy of the request must be sent to the Department of Ecology, PO Box 47600, Olympia, Washington 98504-7600. These procedures are consistent with the provisions of Chapter 43.21B RCW and the rules and regulations adopted thereunder.

Sincerely,

  
Doug Clausing  
Section Manager  
Water Resources Program

DC:ska  
940541.wr4

Enclosures: Flow Measurement Record  
Flow Meter Requirements  
Ground Water Bulletin No. 1

cc: Yakama Indian Nation  
Dale Bambrick  
Wendell Hannigan